

RESOLUTION NO. 54-09

BY:    **SEAN BRENNAN**  
      (By Request – Mayor & Law Director)

A RESOLUTION ALLOWING THE MAYOR AND THE  
LAW DIRECTOR TO INTERVENE IN THE FIRST  
ENERGY RATE CASE BEFORE THE PUBLIC  
UTILITIES COMMISSION OF OHIO, AND  
DECLARING AN EMERGENCY

WHEREAS, there is currently a case requesting a rate increase by First Energy before the Public Utilities Commission of Ohio; and,

WHEREAS, a stipulated agreement has been reached between various interested parties and First Energy in the rate case presently pending before the Public Utilities Commission of Ohio; and,

WHEREAS, while the Public Utilities Commission of Ohio has yet to approve the stipulated agreement, this Council and Administration believe it is necessary to intervene in the rate case to keep all options open to the City for the benefit of its residents and electric rate payers;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PARMA, STATE OF OHIO:

Section 1. That this Council hereby allows the Mayor and the Law Director to intervene in the First Energy rate case before the Public Utilities Commission of Ohio.

Section 2. That the Clerk of Council is hereby directed to forward a certified copy of this Resolution to First Energy and the Public Utilities Commission of Ohio.

Section 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 4. That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the City of Parma, and for the further reason that this measure is necessary due to upcoming hearings before the PUCO, and this Resolution shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

PASSED:\_\_\_\_\_

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PRESIDENT OF COUNCIL

ATTEST:\_\_\_\_\_

CLERK OF COUNCIL

APPROVED:\_\_\_\_\_

FILED WITH

THE MAYOR:\_\_\_\_\_

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MAYOR, CITY OF PARMA, OHIO